

**Absent—Excused.**

<b>Hyer.</b>	<b>Williamson.</b>
<b>Martin.</b>	<b>Witt.</b>
<b>Parr.</b>	<b>Woodul.</b>
<b>Patton.</b>	

**Adjournment.**

On motion of Senator Hardin, the Senate, at 5:07 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

**APPENDIX.****Petitions and Memorials.**

S. S. Noddle Island,  
Sabine Pass, July 4, 1929.  
Senator W. R. Cousins,  
Beaumont, Texas.

Dear Sir: Having read in the papers of the fine thing you have done about the Nautical School Bill, it will be a great thing for the State of Texas. You are right about having to depend on foreign born citizens to man our vessels. What we need is all American born boys on our vessels. I do not know if you know it or not, but 75 per cent of our vessels are manned by foreign born people. Some of the captains of American vessels can hardly speak English. I happen to know as I have been to sea for the past sixteen years. I am at present taking the vessels sold to the Union Ship Building Company out of Orange to Baltimore, Md., to be scrapped. Am at present sailing on the S. S. Noddle Island for Baltimore.

We need on our vessels a 100 per cent American crew, not a bunch of "squareheads," etc., who can not speak English.

I am a native of Texas, but have been sailing out of the North and Gulf for the past 16 years.

Very truly yours,  
CAPT. R. S. HALL,  
care Union Ship Building Co., Baltimore, Md.

**Committee on Engrossed Bills.**

Committee Room,  
Austin, Texas, July 11, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 13 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

**Committee Room,**

Austin, Texas, July 11, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 7 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

**Committee Room,**

Austin, Texas, July 11, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 10 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

**Committee Reports.****Committee Room,**

Austin, Texas, July 11, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 14, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State and authorizing payment of said miscellaneous items on taking effect of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

POLLARD, Chairman.

**SEVENTH DAY.****Senate Chamber,**

Austin, Texas,  
Friday, July 12, 1929.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

<b>Beck.</b>	<b>Greer.</b>
<b>Berkeley.</b>	<b>Hardin.</b>
<b>Cousins.</b>	<b>Holbrook.</b>
<b>Cunningham.</b>	<b>Hornsby.</b>
<b>DeBerry.</b>	<b>Love.</b>
<b>Gainer.</b>	<b>McFarlane.</b>

Miller.	Stevenson.
Moore.	Thomason.
Neal.	Westbrook.
Parrish.	Wirtz.
Pollard.	Witt.
Russek.	Woodward.
Small.	

Absent—Excused.

Hyer.	Patton.
Martin.	Williamson.
Parr.	Woodul.

Prayer by the Rev. Mr. Wiggs, of the House.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

#### Petitions and Memorials.

(See Appendix.)

#### Committee Reports.

(See Appendix.)

#### Messages from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Free Conference committee report on Senate bill No. 5 (the eleemosynary bill) by a viva voce vote.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 6, A bill to be entitled "An Act providing for the relief of Cuba Common School District No. 32, of Johnson County, Texas; to aid said school district to reconstruct a public school building, and to equip the same; appropriating two thousand (\$2,000.00) dollars for reconstructing the public school building, and appropriating five hundred (\$500.00) dollars for equipping

same; prescribing the manner in which the funds hereby appropriated shall be paid; and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

#### House Bill Referred.

H. B. No. 6 referred to Committee on Finance.

#### Simple Resolution No. 5.

Senator Wirtz sent up the following resolution:

Whereas, Mrs. Fannie Russell Dunlap, the daughter of William H. Russell, a hero of the War for Texas Independence, the sister of four Confederate veterans and a sister of the past State President of the Daughters of the Confederacy, now a resident of Bexar County, Texas, is in such financial straits and necessitous circumstances as would entitle her to be admitted to the Home for Confederate Widows but, although a member of a family of distinguished Texas and Confederate soldiers, she is not the widow of a Confederate soldier and under the technicalities of the law is not admissible to said Confederate Woman's Home, and

Whereas, The circumstances of Mrs. Dunlap and her relationship to soldiers who have served their State and Country is such that she should receive the benefits of the law and be admitted to said Home; now, therefore, be it

Resolved, By the Senate of Texas that the Board of Control be and they are hereby requested and directed to admit said Mrs. Fannie Russell Dunlap to the Home for Widows of Confederate Soldiers at Austin and that Mrs. Dunlap receive the benefits provided by law in such cases.

Witt, DeBerry, Stevenson, Holbrook, Cousins, Love, Berkeley, Neal, Beck, Wirtz, Russek, Hornsby, Hardin, Gainer, Small, Moore, Westbrook.

The resolution was read.

Senator McFarlane sent up the following amendment:

Amend S. R. No. 5, by adding after the word "directed" in the last paragraph the following:

"To place her name on the list and in her regular order."

**McFARLANE.**

The amendment was read.

On motion of Senator Hornsby the previous question was ordered on the amendment and the resolution.

Senator McFarlane raised the point of order that the resolution was out of order because it violated the Constitution. The Chair declined to rule on the Constitutionality of the resolution.

Senator McFarlane moved to reconsider the vote by which the previous question was ordered. The motion was lost.

The amendment was lost.

The resolution was adopted.

#### **Bill Signed.**

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate after its caption had been read, the following bill:

S. B. No. 3.

#### **Recess.**

On motion of Senator Pollard, the Senate, at 10:35 o'clock a. m., recessed until 2:00 o'clock p. m.

#### **After Recess.**

The Senate met at 2:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

#### **Recess.**

By unanimous consent, the Senate, at 2:01 o'clock p. m., recessed until 3:00 o'clock p. m.

#### **After Recess.**

The Senate met at 3:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

#### **Bill Signed.**

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bill:

S. B. No. 5.

#### **S. C. R. No. 1.**

Senator Greer sent up the following resolution:

Be it resolved by the Senate of the State of Texas, the House concurring, that the Governor be requested to return to the Senate, Senate Bill No. 3 for correction.

**GREER.**

The resolution was read and adopted.

#### **Messages from the House.**

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee on S. B. No. 6, (Educational bill.) The following conferees are appointed on the part of the House.

Wallace, Holder, Murphy, McGill, Westbrook.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill with amendments:

H. B. No. 3, A bill to be entitled "An Act making appropriation for the support and maintenance of the State government for the two year period beginning September 1, 1929, and ending August 31, 1931, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 1, recalling S. B. No.

3 from the Governor's office for correction.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. B. No. 14, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State, etc., and declaring an emergency."

With amendments.

S. B. No. 10, A bill to be entitled "An Act making appropriations out of the State Highway funds to pay claims of certain persons, firms and corporations for money erroneously paid to the State Highway Fund for license fees on seating capacity of motor vehicles as provided for by Article 820 of the Penal Code of Texas and Chapter 175 of the Acts of the Regular Session of the Thirty-eighth Legislature, and declaring an emergency."

H. C. R. No. 2, relative to soil conservation.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

#### House Bill Referred.

H. B. No. 3 referred to Committee on Finance.

#### Resolution Signed.

The Chair, Lieutenant Governor Barry Miller gave notice of signing, and did sign, in the presence of the Senate, after the caption had been the following resolution:

S. C. R. No. 1.

#### House Bill No. 3.

The Chair laid before the Senate by unanimous consent the following bill:

H. B. No. 3, A bill to be entitled "An Act making appropriation for the support and maintenance of the State government for the two year period beginning September 1, 1929, and ending August 31, 1931, and for other purposes, etc., and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 3 was put on its second reading by the following vote:

Yeas—25.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Miller.	

Absent—Excused.

Hyer.	Patton.
Martin.	Williamson.
Parr.	Woodul.

The bill was read second time.

On motion of Senator Wirtz, the previous question on the passage of the bill to third reading was ordered.

The bill was read second time and passed to third reading.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 3 was put on its third reading and final passage, by the following vote:

Yeas—25.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Miller.	

Absent—Excused.

Hyer.	Patton.
Martin.	Williamson.
Parr.	Woodul.

The bill was read third time.

Senator Pollard moved the previous question on the final passage of the bill.

Senator Wirtz raised the point of order that the motion was not debatable.

The Chair sustained the point of order.

The previous question was ordered.

The bill finally passed.

#### Simple Resolution No. 6.

Senator Neal sent up the following resolution:

Whereas, Miss Lucy Shoe, an adopted Texan for some half a dozen years, or more, and a student who has distinguished herself especially in the line of archaeology and who has recently won a fellowship in the American University at Athens, Greece by competitive examination is now on the floor of the Senate, and

Whereas, Miss Shoe's cousin, Miss Helen Paxson of Philadelphia, who is connected with the University of Pennsylvania as hostess in the International Students House of that great educational institution as well as educational institutions throughout that eastern section is also present, now, therefore, be it

Resolved, By the Senate that these young women be invited to talk to the Senate about their work to the end that they may stimulate our own desires and ambitions for the Institutions of the State of Texas and the students attending the same.

NEAL,  
HORNSBY.

The resolution was read and adopted.

The Chair appointed Senators Neal, Beck, Hornsby and Witt to escort Misses Shoe and Paxson to the platform.

#### Miss Shoe Speaks.

Senator Neal introduced Miss Shoe who briefly addressed the Senate.

#### Miss Paxson Speaks.

Senator Hornsby introduced Miss Paxson, who briefly addressed the Senate.

#### Senate Bill No. 3.

Senator Greer moved to reconsider the vote by which the Free

Conference Committee report on S. B. No. 3 was adopted. The motion prevailed.

Senator Greer moved to refuse to concur in the report and asked for a new Free Conference Committee. The motion prevailed.

The Chair appointed the following on the part of the Senate:

Senators Pollard, Neal, DeBerry, Greer and Williamson.

#### Free Conference Requested.

Senator Pollard moved to refuse to concur in the House amendment to S. B. No. 14, and asked for a Free Conference. The motion prevailed.

The Chair appointed the following on the part of the Senate:

Senators Woodward, Thomason, Witt, Pollard and Small.

#### H. C. R. No. 2.

The Chair laid before the Senate H. C. R. No. 2, relative to soil conservation.

The resolution was read and adopted.

#### Messages from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

H. B. No. 13, A bill to be entitled "An Act amending Article 7043 of the Revised Civil Statutes of the State of Texas of 1925 relating to the powers and duties of the State Tax Board in respect to calculating the ad valorem rate of taxes for State purposes each year."

H. C. R. No. 4, relative to the appointment of a Committee to go to Washington and present certain claims to Congress.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has refused to concur in Senate amendment to H. B. No. 3 and requests the Senate for the appointment of a Free Conference Committee to consider the differences between the two Houses.

The following are appointed as conferees on the part of the House:

Wallace, King, Thompson, Hornaday and Moseley.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a new Free Conference Committee on S. B. No. 3, (the Rural Aid Bill). The following conferees are appointed on the part of the House:

Snelgrove, Graves of Erath, Van Zandt, Long of Houston, McCombs.

July 12, 1929, the House has reconsidered the vote by which the Free Conference report was adopted on S. B. No. 3. The House has adopted the new Free Conference Committee report on S. B. No. 3, by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk House of Representatives.

#### House Bill Referred.

H. B. No. 13 referred to Committee on Civil Jurisprudence.

#### H. C. No. 4.

The Chair laid before the Senate H. C. R. No. 4, relative to the appointment of a Committee to go to Washington and present certain claims to Congress.

The resolution was read and adopted.

The Chair appointed Senators Beck, Woodul and DeBerry.

#### Free Conference Granted.

The Senate voted to grant the request of the House for a Free Conference Committee on H. B. No. 3.

The Chair appointed the following on the part of the Senate:

Pollard, Woodward, Hornsby, Hardin and Moore.

#### Page Appointed.

The Chair announced the appointment of David Quinlan as a page for one week ending today.

#### Adjournment.

On motion of Senator Miller, the Senate, at 5:00 o'clock p. m., adjourned until 10:00 o'clock tomorrow morning.

### APPENDIX.

#### Committee on Engrossed Bills.

Committee Room,

Austin, Texas, July 12, 1929.

Hon. Barry Biller, President of the Senate.

Sir: W, your committee on Engrossed Bills have had S. B. No. 14 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

#### Committee on Enrolled Bills.

Committee Room,

Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your committee on Enrolled Bills, have had S. B. No. 3 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:00 o'clock a. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your committee on Enrolled Bills, have had S. B. No. 5 carefully examined and compared, and find the same correctly enrolled, and have this day at 3:10 p. m., present the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your committee on Enrolled Bills, have had S. C. R. No. 1 carefully examined and compared and find the same correctly en-

rolled, and have this day at 3:48 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

### Committee Reports.

Committee Room,  
Austin, Texas, July 12, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 3, A bill to be entitled "An Act making appropriation for the support and maintenance of the State Government for the two year period beginning September 1, 1929, and ending August 31, 1931, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that S. B. No. 4, as adopted by the Senate on July 13, 1929, together with all amendments, be substituted therefor, and that same be not printed.

POLLARD, Chairman.

### EIGHTH DAY.

Senate Chamber,  
Austin, Texas, July 13, 1929.  
The Senate met at 10 o'clock A. M., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, no quorum being present.

Senator Pollard moved a call of the Senate for the purpose of obtaining and maintaining a quorum until 12:00 o'clock noon. The motion prevailed.

The doors were closed and the Sergeant-at-Arms was instructed to bring in all Senators in the city who were not ill.

The quorum was established, the following Senators being present:

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Love.
Cunningham.	McFarlane.
DeBerry.	Moore.
Gainer.	Neal.
Greer.	Parrish.
Hardin.	Pollard.

Russek.  
Small.  
Thomason.  
Westbrook.

Wirtz.  
Witt.  
Woodward.

Absent.

Hyer.  
Miller.  
Stevenson.

Williamson.  
Woodul.

Absent—Excused.

Martin.  
Parr.

Patton.

Prayer by the Rev. Mr. Baker, of the House.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

### Petitions and Memorials.

(See Appendix.)

### Committee Reports.

(See Appendix.)

### Bills and Resolutions.

By Cousins, Woodul:

S. B. No. 15, A Bill to be entitled "An Act to permit the Trinity Valley and Northern Railway Co., to take up and remove that portion of its tracks lying between Fullerton and Lumm, etc., and creating an emergency."

Read first time and referred to the Committee on State Affairs.

By Senator Woodward:

S. B. No. 16, A bill to be entitled, "An Act amending Article 716 of the Revised Civil Statutes of the State of Texas of 1925, relating to bonds legally issued and signed by authorized officers of any county, city, town, political subdivision, defined district, etc., providing that no such bonds shall ever be held invalid because signed and executed by different officers acting in the same capacity, etc., and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Parrish:

S. B. No. 17, A bill to be entitled "An Act authorizing Lubbock County to convey to the United States of America, title to any portion of its land located and situated in the City of Lubbock, commonly